



94  
B/IFW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Hikaru KAGA et al.

Attention: Office of Publications

Notice of Allowance mailed: May 25, 2004

Confirmation No.: 7049

Group Art Unit: 2861

Application No.: 09/987,410

Examiner: L. NGUYEN

Filed: November 14, 2001

Docket No.: 111009

For: INK JET PRINTER

COMMUNICATION TO OFFICE OF PUBLICATIONS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. A first Notice of Allowance and Fees Due was mailed August 26, 2003. In response, an Amendment After Allowance was filed on October 17, 2003. When the Amendment After Allowance had not been entered, a Request for Continued Examination (RCE) was filed November 25, 2003, requesting entry of the Amendment After Allowance.

2. A new Notice of Allowance and Fees Due was mailed May 25, 2004. The Issue Fee was paid August 18, 2004. To date, Applicants have not yet received the Letters Patent.

3. A check of the Patent Application Information Retrieval (PAIR) system indicates the delay is due to an alleged lack of a Form PTO-892 or Form PTO-1449. One of each form was in the file and was attached to the first Notice of Allowance mailed August 26, 2003. The sole Form PTO-1449 was submitted with the application on November 14, 2001. See Appendix A from the PAIR system indicating an Information Disclosure Statement was so filed.

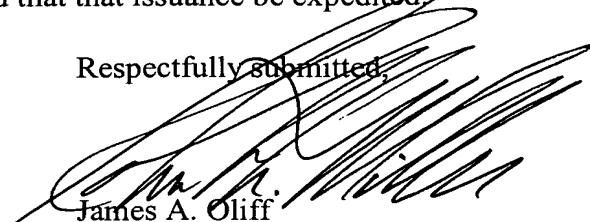
4. Commencing August 5, 2004, and continuing up to July 25, 2005, there have been a series of contract printer queries and Examiner responses (attached Appendices B-D). The communications ultimately resulted in a Communication to Applicants' representatives allegedly containing a list of references cited by Applicants and considered by the Examiner. The Communication states that an IDS, dated March 2, 2005, has been considered. Attached thereto is a Form PTO-1449 that has absolutely nothing to do with the instant application (Appendix E). Applicants have filed nothing in this application since August 18, 2004, the date the Issue Fee was paid and a Fee Address Indication Form was filed.

5. To assist the Office of Publications, attached are the initialed copy of the Form PTO-1449 filed by Applicants on November 14, 2001 (Appendix F) and a copy of the Notice of References Cited, Form PTO-892 accompanying the Notice of Allowance mailed August 26, 2003 (Appendix G).

6. It is respectfully requested that the Office of Publication use the attached Form PTO-1449 (Appendix F) and Notice of References Cited, Form PTO-892 (Appendix G) as the list of references considered in this application and to appear on the face of the Letters

Patent that should issue in due course. As the Issue Fee was paid back on August 18, 2004, almost one year ago, it is respectfully requested that that issuance be expedited.

Respectfully submitted,



James A. Oliff  
Registration No. 27,075

Robert A. Miller  
Registration No. 32,771

JAO:RAM/kap

Appendices:

- A. PAIR Transaction History
- B. PAIR Image File Wrapper
- C. Query Control Form (07-05-04)
- D. Query (05-04-05)
- E. Office Communication (07-25-05)
- F. Form PTO-1449
- G. Form PTO-892

Date: August 2, 2005

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

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09/987,410

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Application Data	Transaction History	Image File Wrapper	Patent Term Adjustments	Foreign Priority	Published Documents	Publication Dates
Date	Contents Description					
07-29-2005	Workflow - Query Request - Finish					
07-25-2005	Mail Miscellaneous Communication to Applicant					
07-22-2005	Miscellaneous Communication to Applicant					
05-05-2005	Workflow - Query Request - Begin					
03-15-2005	Workflow - Query Request - Finish					
12-10-2004	Mail Response to 312 Amendment (PTO-271)					
12-09-2004	Response to Amendment under Rule 312					
10-17-2003	Amendment after Notice of Allowance (Rule 312)					
08-19-2004	Workflow - Query Request - Begin					
08-18-2004	Issue Fee Payment Received					
07-01-2004	Workflow - File Sent to Contractor					
05-25-2004	Mail Notice of Allowance					
05-24-2004	Issue Revision Completed					
05-24-2004	Notice of Allowance Data Verification Complete					
05-24-2004	Notice of Allowability					
04-22-2004	Date Forwarded to Examiner					
11-25-2003	Request for Continued Examination (RCE)					
04-22-2004	DISPOSAL FOR A RCE/CPA/129 (express abandonment)					
04-20-2004	Mail Response to 312 Amendment (PTO-271)					
01-12-2004	Response to Amendment under Rule 312					
10-17-2003	Amendment after Notice of Allowance (Rule 312)					
11-25-2003	Workflow - Request for RCE - Begin					
10-02-2003	Receipt into Pubs					
09-02-2003	Workflow - File Sent to Contractor					
08-28-2003	Receipt into Pubs					

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08-28-2003	Dispatch to Publications
08-26-2003	Mail Notice of Allowance
08-25-2003	Notice of Allowance Data Verification Complete
08-25-2003	Notice of Allowability
07-10-2003	Case Docketed to Examiner in GAU
12-03-2002	Case Docketed to Examiner in GAU
04-15-2002	Case Docketed to Examiner in GAU
01-11-2002	Case Docketed to Examiner in GAU
11-27-2001	Request for Foreign Priority (Priority Papers Ma
12-11-2001	Case Docketed to Examiner in GAU
11-14-2001	Information Disclosure Statement (IDS) Filed
11-28-2001	Application Dispatched from OIPE
11-28-2001	Correspondence Address Change
11-20-2001	IFW Scan & PACR Auto Security Review
11-14-2001	Initial Exam Team nn

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PriorityPublished  
DocumentsPublication  
Dates

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Document Description

Page C

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07-25-2005

[Miscellaneous Action with SSP](#)

07-25-2005

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07-25-2005

[Search information including classification, databases and other search related notes](#)

05-11-2005

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05-25-2004

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05-25-2004	<b><u>(PTOL-85)</u></b>
05-25-2004	<u>Issue Information including classification, examiner, name, claim, renumbering, etc.</u>
05-25-2004	<b><u>Index of Claims</u></b>
05-25-2004	<u>Search information including classification, databases and other search related notes</u>
03-03-2004	<b><u>Amendment after Notice of Allowance (Rule 312)</u></b>
03-03-2004	<u>Claims</u>
03-03-2004	<b><u>Applicant Arguments or Remarks Made in an Amendment</u></b>
11-25-2003	<u>Request for Continued Examination (RCE)</u>
10-17-2003	<b><u>Amendment after Notice of Allowance (Rule 312)</u></b>
10-17-2003	<u>Claims</u>
10-17-2003	<b><u>Applicant Arguments or Remarks Made in an Amendment</u></b>
10-17-2003	<u>Amendment after Notice of Allowance (Rule 312)</u>
10-17-2003	<b><u>Applicant Arguments or Remarks Made in an Amendment</u></b>
11-14-2001	<u>Transmittal letter</u>
11-14-2001	<b><u>Application Data Sheet</u></b>
11-14-2001	<u>Specification</u>
11-14-2001	<b><u>Claims</u></b>
11-14-2001	<u>Abstract</u>
11-14-2001	<b><u>Drawings</u></b>
11-14-2001	<u>Oath or Declaration filed</u>

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QUERY CONTROL FORM		RTIS USE ONLY	
Application No. <u>09/087,410</u>	Prepared by <u>BSH</u>	Tracking Number <u>059748210</u>	
Examiner-GAU <u>Nguyen-2861</u>	Date <u>03/05/04</u>	Week Date <u>01-05-2004</u>	
No. of queries <u>3</u>		<u>IFW-RU8</u>	

JACKET			
a. Serial No.	f. Foreign Priority	k. Print Claim(s)	p. PTO-1449
b. Applicant(s)	g. Disclaimer	l. Print Fig.	q. PTOL-85b
c. Continuing Data	h. Microfiche Appendix	<u>m. Searched Column</u>	r. Abstract
d. PCT	i. Title	n. PTO-270/328	s. Sheets/Figs
e. Domestic Priority	j. Claims Allowed	<u>o. PTO-892</u>	t. Other

SPECIFICATION	MESSAGE
a. Page Missing	<p>① There are NO PTO 892's or PTO-1449's in file. Please provide at least one of those forms.</p> <p>② Searched Column is blank. Please provide at least one class and subclass.</p>
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k. Other	
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<p>② SEARCH ALSO STATED IN PAPER CASE.</p> <p style="text-align: right;">initials <u>W</u></p>	



# ○ PRINTER RUSH ○

(PTO ASSISTANCE)

Application: <u>D9/987,410</u>	Examiner: <u>Nguyen</u>	GAU: <u>2861</u>
From: <u>J. Robbins</u>	Location: <u>(IDC) FMF FDC</u>	Date: <u>5-4-05</u>
Tracking #: <u>05974820</u>		Week Date: <u>7-5-04</u>

DOC CODE	DOC DATE	MISCELLANEOUS
<input checked="" type="checkbox"/> 1449	<u>NONE</u>	<input type="checkbox"/> Continuing Data
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<input type="checkbox"/> CLM		<input type="checkbox"/> Document Legibility
<input type="checkbox"/> IIFW		<input type="checkbox"/> Fees
<input checked="" type="checkbox"/> SRFW	<u>5-25-04</u>	<input checked="" type="checkbox"/> Other <u>892-NONE</u>
<input type="checkbox"/> DRW		
<input type="checkbox"/> OATH		
<input type="checkbox"/> 312		
<input type="checkbox"/> SPEC		

[RUSH] MESSAGE: ① There are no PTO-892 or any PTO-1449 forms present. Please provide at least one of said forms.

② SRFW (field of search) dated 5-25-04 does not provide any class/subclass information.

Thank You  
*[Signature]*

[XRUSH] RESPONSE: Checked 892 in there. No SRFW for 05/25/04

106 03/02/05 is

① AS STATED PREVIOUSLY, 892, 1449 WERE IN PAPER CASE

② SRFW PROVIDED

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09/987,410

11/14/2001

Hikaru Kaga

111009

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07/25/2005

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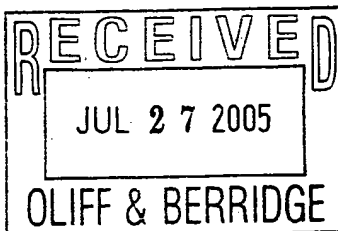
NGUYEN, LAMSON D

ART UNIT

PAPER NUMBER

2861

DATE MAILED: 07/25/2005



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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LAMSON NGUYEN  
PRIMARY EXAMINER  
07/22/05

**Notice of References Cited**

Application/Control No.

09/987,410

Applicant(s)/Patent Under  
Reexamination  
KAGA ET AL.

Examiner

Lamson D Nguyen

Art Unit

2861

Page 1 of 1

## U.S. PATENT DOCUMENTS

		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-6,290,343	09-2001	Lewis et al.	347/85
	B	US-6,478,415	11-2002	Barinaga et al.	347/85
	C	US-			
	D	US-			
	E	US-			
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Application Number	
Filing Date	Herewith
First Named Inventor	Matthew A. Shepherd
Art Unit	
Examiner Name	
Attorney Docket Number	200309528-1

## U. S. PATENT DOCUMENTS

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**Examiner  
Signature**

Date Considered	07/21/05
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Signature [Signature]

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33-CFD-1.87 and 1.98 The information is required to obtain or retain a benefit by the public which is to file (and by the

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TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Form PTO-1449  
(REV. 8-83)US Dept. of Commerce  
PATENT & TRADEMARK OFFICEATTY DOCKET NO.  
111009APPLICATION NO. 09/98740  
New U.S. Patent Application

## INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

## APPLICANTS

Hikaru KAGA; Seiji SHIMIZU; Tsuyoshi SUZUKI; Katsunori NISHIDA;  
Takamasa USUI

## FILING DATE

November 14, 2001

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS
	1	4,463,362	07-31-1984	Thomas	11	
	2	4,575,738	03-11-1986	Sheufelt et al.	11	
	3	5,408,257	04-18-1995	Hiramatsu et al.	11	

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS
	4	JP 57-175912 A (w/abstract)	10-29-1982	Japan	11	
	5	JP 59-73953 A (w/abstract)	04-26-1984	Japan	11	
	6	JP 63-44064 B2 (w/extracted trans)	09-02-1988	Japan	11	
	7	JP 2887605 B2 (w/abstract)	02-19-1999	Japan	11	

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